Plaintiff,

ARIA SCHMITZ

KAREN NAPOLITANO

INDEX# 09 4154

--- AGAINST ---

AFFIDAVIT OF SERVICE

LIVINGSTON FOOT CARE SPECIALISTS, P.C., ET. AL.

Defendant,

STATE OF NEW YORK)
)SS
COUNTY OF ALBANY)

MARIA SCHMITZ being duly sworn, deposes and says:...

That she is over the age of eighteen years and is not a party to this action.

That on the 1st day of October, 2009, she served the Summons in a Civil Action and Complaint at 2:26 p.m. on LIVINGSTON FOOT CARE SPECIALISTS, P.C., a domestic corporation, one of the defendants in this action by personally delivering to and leaving with a person, DONNA CHRISTIE, white woman, approximately 42 years of age, 5'4", blond hair, blue eyes and approximately 137lbs authorized by the Secretary of State to receive such service, at the office of the Department of State in the City of Albany, New York, duplicate copies thereof together with the sum of \$40.00 (forty dollars), the statutory fee.

Sworn before me this 1st day of October, 2009

LAWRENCE A. KIRSCH

4787475

Notary Public - State of New York

Residing in Albany County

Commission Expires May 31, 2011